

the court ordered that the article be released under bond, conditioned that it be relabeled under the supervision of the Food and Drug Administration.

**18431. Adulteration of tomato juice. U. S. v. 38 Cases \* \* \*. (F. D. C. No. 32001. Sample No. 5982-L.)**

**LIBEL FILED:** November 9, 1951, District of Connecticut.

**ALLEGED SHIPMENT:** On or about August 15, 1951, by the Mason Canning Co., Inc., from Pocomoke City, Md.

**PRODUCT:** 38 cases, each containing 12 1-quart, 14-fluid-ounce cans, of tomato juice at Norwich, Conn.

**LABEL, IN PART:** (Can) "Sea View Tomato Juice."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

**DISPOSITION:** January 7, 1952. Default decree of condemnation. The court ordered that the product be destroyed, with the exception of two cases which were ordered delivered to the Food and Drug Administration.

**18432. Misbranding of tomato puree. U. S. v. 498 Cases \* \* \*. (F. D. C. No. 32200. Sample No. 23418-L.)**

**LIBEL FILED:** November 29, 1951, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 10, 1951, by Morris April Bros., from Bridgeton, N. J.

**PRODUCT:** 498 cases, each containing 6 6-pound, 9-ounce cans, of tomato puree at Bronx, N. Y.

**LABEL, IN PART:** (Can) "Crown Brand Fancy Tomato Puree."

**NATURE OF CHARGE:** Misbranding, Section 403 (a), the label designation "Fancy" was false and misleading as applied to the product, which contained an excessive amount of specks and seed particles.

**DISPOSITION:** January 30, 1952. Morris April of Bridgeton, N. J., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Federal Security Agency.

## NUTS AND NUT PRODUCTS

**18433. Adulteration of unshelled brazil nuts. U. S. v. 39 Bags \* \* \* (and one other seizure action). (F. D. C. Nos. 32068, 32080, 32081. Sample Nos. 19281-L, 35255-L.)**

**LIBELS FILED:** November 9, 1951, District of Minnesota.

**ALLEGED SHIPMENT:** On or about September 19, 1951, by Wm. A. Higgins & Co., Inc., from New York, N. Y.

**PRODUCT:** 239 100-pound bags of unshelled brazil nuts at Minneapolis and St. Paul, Minn.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of moldy, rancid, and otherwise decomposed nuts.

**DISPOSITION:** November 15, 1951. The libel actions having been consolidated and the Tew-Harper Co. of Minneapolis, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. The product was sorted for the purpose of segregating the fit portion from the bad. 1,400 pounds were found unfit and were destroyed.

**18434. Adulteration of cashew nuts. U. S. v. 30 Cases, etc. (F. D. C. Nos. 31843, 31844. Sample No. 27383-L.)**

**LIBEL FILED:** October 2, 1951, Northern District of California.

**ALLEGED SHIPMENT:** On or about August 25, 1951, by the Biddle Purchasing Co., from New York, N. Y.

**PRODUCT:** 90 50-pound cases of cashew nuts at San Francisco, Calif.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects.

**DISPOSITION:** November 9, 1951. The Biddle Purchasing Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. The product was examined and sorted, with the result that a total of 50 pounds of the product was found unfit and was denatured.

**18435. Adulteration of cashew nuts. U. S. v. 100 Cases, etc. (F. D. C. No. 32143. Sample Nos. 26973-L, 26978-L, 26979-L.)**

**LIBEL FILED:** December 5, 1951, Northern District of California.

**ALLEGED SHIPMENT:** On or about October 12, 1951, by Wm. A. Camp Co., Inc., from New York, N. Y.

**PRODUCT:** 159 cases, each containing 2 25-pound tins, of cashew nuts at Oakland, Calif.

**LABEL, IN PART:** "Shelled Cashew Nuts packed by A. Thangalkunju Musaliap & Sons Ltd. Quilon" and "Packed by E. C. Govindanasan and Sons. Quilon S India \* \* \* Cashew Nut."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insects.

**DISPOSITION:** December 27, 1951. Wm. A. Camp Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion under the supervision of the Food and Drug Administration. 125 pounds of the product were found unfit and were destroyed.